IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.453 OF 2007.
IN
FIRST APPEAL NO.110 OF 2007.

Ravi Ramnath Gupta ...Applicant
Versus
The Municipal Corporation of
Gr Bombay ...Respondent

Shri N.N.Vaishnawa for the Applicant.
Shri J.J.Xavier for the Respondent.

CORAM : ABHAY S.OKA, J.
DATED : 17th December, 2007.

P.C.:

1. Rule. Advocate for respondent waives service. Considering the fact that appeal has been admitted, the structure subject matter of the appeal will have to be protected subject to conditions.

2. Hence, I pass the following order:

(i) Rule is made absolute in terms of prayer clause (a) subject to condition that the applicant will not carry out any additions or alterations to the suit structure without permission of the respondent-corporation and will not create any third party interests in respect of the suit structure.

(ii) There will be no orders as to costs.

JUDGE